FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
NAGPUR BENCH, NAGPUR

First Appeal No.430/2007

Appeal	District :
Application No.	of 200
Writ petition	

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

Mr. A.S. Fulzele, A. G.P. for the appellant.

CORAM : Smt. Vasanti A. Naik, J.
DATED : 21st June, 2007.

The lands acquired in the present case are situated at Mouza Mohana, Taluka Mehkar, District Buldana, and were acquired by the State for the purpose of construction of the Tank. Section 4 notification was issued on 5/7/1990 and Section 6 notification was published on 25/7/1991. The Land Acquisition Officer granted compensation @ Rs. 15,000/- per hectare and the reference Court enhanced the same and had granted at the rate of Rs. 30,000/- per hectare.

The State of Maharashtra had challenged the Awards passed in the other reference cases, which arise out of the acquisition of lands under the same Section 4 and Section 6 notifications which were published on 5/7/1990 and 25/7/1991 respectively, in First Appeal No. 82/2007 and First Appeal No. 53/2007. This Court, by the orders

dated 21st February, 2007 and 28th February, 2007, dismissed the aforesaid two first appeals and upheld the grant of compensation @ Rs. 30,000/- per hectare for the lands acquired by the same Section 4 notification and situated in Village Mohana. Therefore, this first appeal is liable to be dismissed.

Hence for the reasons recorded in the orders passed by this Court on 21st February, 2007 and 28th February, 2007 in First Appeal No. 82/2007 and First Appeal No. 53/2007 respectively, the present first appeal is dismissed. In the facts of the case, there would be no order as to costs.

JUDGE

RMP